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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

AMARIN PHARMA, INC. and AMARIN  
PHARMACEUTICALS IRELAND LIMITED.

**Plaintiffs,**

V.

HIKMA PHARMACEUTICALS USA INC., *et al.*

## Defendants.

CASE NO.: 2:16-cv-02525-MMD-NJK

(Consolidated with 2:16-cv-02562-MMD-NJK)

**JOINT STIPULATION FOR  
EXTENSION OF TIME FOR EXPERT  
DISCOVERY DEADLINE (SECOND  
REQUEST) AND CLAIM REDUCTION  
DEADLINE (FIRST REQUEST)**

1 Plaintiffs Amarin Pharma, Inc. and Amarin Pharmaceuticals Ireland Limited  
2 (collectively, “Amarin”), Defendants Hikma Pharmaceuticals USA Inc. and Hikma  
3 Pharmaceuticals International Limited (collectively, “Hikma”) and Defendants Dr. Reddy’s  
4 Laboratories, Inc. and Dr. Reddy’s Laboratories, Ltd. (collectively, “DRL”) in the above-  
5 referenced consolidated action with the Court’s consent, hereby stipulate and agree that the  
6 Court’s September 14, 2018 Order upon the parties’ Stipulation and Order for Discovery Plan  
7 (ECF No. 146, the “Discovery Plan”) and instructions from the April 17, 2019 status hearing  
8 (ECF No. 203), shall be modified as set forth below. The parties agree that good cause exists to  
9 modify the existing schedule as the parties are diligently working together to complete expert  
10 witness depositions and, due to the coordination of experts’ schedules, the existing deadlines  
11 require minor extensions to permit the parties to complete the pending discovery in advance of  
12 Amarin identifying the nature and extent of the reduction of its claims. This is the second  
13 request made by the parties for a change to the deadline for the completion of expert discovery<sup>1</sup>  
14 and the first request made by the parties for the change to the deadline for Amarin to provide  
15 notification of the reduction of claims.

16 **I. Current Status of Discovery**

17 At present, the parties have conducted a substantial amount of discovery. The parties  
18 have exchanged their Fed. R. Civ. P. 26(a)(1) initial disclosures, in addition to the patent  
19 disclosures, document productions, and contentions required under Local Patent Rules 1-6  
20 through 1-10. The parties have also complied with the claim construction requirements under  
21 Local Patent Rules 1-13 through 1-16, and the Court held a claim construction hearing on April  
22 24, 2018. The parties have also substantially completed document production pursuant to the  
23

24 \_\_\_\_\_  
25 <sup>1</sup> This is the second stipulated request by the parties to change the date of the completion of  
26 expert discovery. The first request, ECF No. 145, became the Court’s Discovery Plan (ECF No.  
27 146). In addition, Defendant DRL made a request to extend certain discovery deadlines (ECF  
No. 165), which resulted in the current expert discovery deadline of July 10, 2019 (ECF No.  
180).

1 Discovery Plan (ECF No. 146). Plaintiffs and Defendants have also each served responses to  
 2 various written discovery requests, including document requests and interrogatories.

3 Expert depositions began on June 19 with the depositions of Dr. Preston Mason and Mr.  
 4 Ivan Hofmann. Twelve more expert depositions have been scheduled: Mr. Steve Kunin, Dr.  
 5 Firhaad Ismail, Mr. Nicholas Godici, Mr. Peter Mathers, Dr. Carl Peck, Dr. Jonathan Sheinberg,  
 6 Dr. Edward Fisher, Dr. Sean Nicholson, Dr. John Kornak, Dr. Peter Toth, Dr. Matthew Budoff,  
 7 and Dr. Jay Heinecke. Of the fourteen depositions, the parties were able to schedule all but  
 8 two—the depositions of Drs. Budoff and Heinecke—before the current July 10 deadline.

9 As discussed above, while the parties have scheduled all expert depositions in this case,  
 10 they require a one-week extension of the deadline for completion of expert discovery to  
 11 accommodate scheduling of two expert depositions due to the coordination of counsel's  
 12 schedules and the schedules of experts who reside in various locations in the United States.  
 13 Relatedly, because of this modest extension in the deadline to complete expert depositions, the  
 14 parties have agreed to a slight extension of the deadline by which Amarin must reduce the  
 15 number of asserted claims in this case. As a result, the parties request seven additional days to  
 16 complete expert discovery and two additional days thereafter for Amarin to identify the reduced  
 17 number of claims it is asserting in this case (for a total of a nine-day extension of the deadline for  
 18 Amarin to reduce its asserted claims).

19 **II. Agreed-Upon Modifications to the Discovery Plan**

20 The parties respectfully submit that good cause exists to modify the Discovery Plan in  
 21 this case and apply the agreed-upon dates below.

22 <b>Event</b>	23 <b>Existing Deadline</b>	24 <b>Proposed Modification</b>
Close of Expert Discovery	July 10, 2019	July 17, 2019
Claim Reduction Deadline	July 10, 2019	July 19, 2019

1 All other requirements in the Order (ECF No. 146) and the Court's Order Setting Trial  
2 (ECF No. 213) would continue to govern.

3 DATED: June 19, 2019

4 /s/ Jason D. Smith

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14 *Pharmaceuticals International Limited*

15 ITS IS SO ORDERED.

16  
17 

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UNITED STATES MAGISTRATE JUDGE

18 Date: \_\_\_\_\_

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on June 19, 2019, I caused true and correct copy of **JOINT**  
3 **STIPULATION FOR EXTENSION OF TIME FOR EXPERT DISCOVERY DEADLINE**  
4 **(SECOND REQUEST) AND CLAIM REDUCTION DEADLINE (FIRST REQUEST)** to be  
5 filed with the Clerk of the Court using the Court's CM/ECF system, and service was thereby  
6 effected electronically on the following counsel of record in this matter:

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